

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

UNITED STATES OF AMERICA,

Plaintiffs,

No. 92-CR-81127-40

vs.

Hon. David M. Lawson

GREGORY BROWN,

Defendant.

DEFENDANT GREGORY BROWN'S SUPPLEMENT TO REPLY BRIEF

As defense counsel is certain the Court is aware, but in order to complete his record, Gregory Brown, by and through his counsel, hereby submits a supplement to his reply brief (ECF 2453), requesting the Court to take judicial notice of the decision in *United States v. Gordon*, 19-1739 (6th Cir., January 14, 2021).

Finding error and remanding to this district court, the panel unanimously determined that Gordon was, in fact, eligible for a sentencing reduction under the First Step Act. The panel also pointed out, in contrast to the government's argument, that the concurrent-sentencing doctrine applies only "where it is clear that there is no collateral consequence to the defendant and the issue does not otherwise involve a significant question meriting consideration." *United States v. Gordon*, 19-1739 at *4, citing *United States v. Hughes*, 964 F.2d 536, 541 (6th Cir. 1992).

CONCLUSION

Mr. Brown asserts that he was convicted of a covered offense. As such, he respectfully requests this Court to grant reconsideration.

Date: January 18, 2021

Respectfully Submitted,

WILLEY & CHAMBERLAIN LLP
Attorneys for Defendant

/s/ Julia A. Kelly

Julia A. Kelly (P77407)
300 Ottawa Avenue, N.W., Suite 810
Grand Rapids, Michigan 49503
(616) 458-2212
jak@willeychamberlain.com